

**TRANSCRIPT SUMMARY**  
**February 19, 2013**  
**Meeting**

**I. CALL TO ORDER**

**II. ROLL CALL**

**Members Present:** Michael Waxman; Michael Scavotto; Carolyn Handler; David Raikes; Cece Credille; Neyna Johnson; Toni Colon; Tim Phillippe; Terry Sullivan; Pat O'Dea Evans; Gerry Jenich (proxy for Eli Pick); Kristen Pavle (proxy for Phyllis Mitzen); and Greg Will (proxy for Dave Lowitzki)

**III. ACCEPTANCE OF PROXY**

Accepted as proxies: Jenich; Pavle; and Will

**IV. APPROVAL OF AGENDA**

**Motion to accept:** Phillippe  
**Second:** Raikes  
**Action:** Approved

**Motion to amend:** remove discussion of "Statement of Economic Interest"

**Motion to amend:** Scavotto  
**Second:** Raikes  
**Action:** Approved

**V. APPROVAL OF MINUTES (12/3/12 and 2/4/13)**

**Motion to accept:** Handler  
**Seconded:** Credille  
**Action:** Approved

**VI. ANNUAL ETHICS TRAINING**

Frank Urso, HFSRB General Counsel outlined the requirements to be met for the mandatory State of Illinois Ethics training. All members (and proxies) of the Subcommittee are required to complete the 2013 Ethics Training Program and submit the original, signed sign-off sheet to Frank Urso no later than April 1, 2013.

**VII. CON APPLICATION WORKGROUP REPORT AND DISCUSSION**

Mike Scavotto, Chair of the CON Application Workgroup summarized the recent activities of the workgroup and requested that staff complete various tasks for completion of the application form by the first week of March. He also stated that some changes will require rule changes before the application can be revised further.

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#### VIII. BED SELL/EXCHANGE RFP WORKGROUP REPORT AND DISCUSSION

- The Subcommittee members discussed the information that had already been reviewed when considering possible approaches to a bed selling/exchange program in Illinois. An RFP will be sent to a number of Illinois universities to obtain an independent assessment of positive, negative and unanticipated outcomes from the bed selling programs active in other CON states. (A sample of the RFP letter was distributed to the Subcommittee. The letter would be open to “wording changes.)
- In response to concerns expressed about the timeliness of implementing a bed selling program, the Subcommittee was reminded that the legislative direction was to **evaluate** (and not immediately implement ) the idea of LTC bed selling in Illinois, and therefore the evaluation was ahead of schedule.
- The Subcommittee was assured that they would not lose their ability to be involved with the RFP study and selection process.
- **Motion to send RFP to Illinois Universities, as discussed:** Terry Sullivan  
**Second:** Tim Phillippe  
**Action:** Approved

#### IX. LONG-TERM CARE REFORMS

##### a. CHANGE OF OWNERSHIP and DISCONTINUATION

- The Subcommittee discussed possible ways to avoid duplication of activities between Licensure and HFSRB concerning Change of Ownership issues (length of time for processing, need for public input, and HFSRB notification).
- **Motion by Toni Colon requiring Licensure and HFSRB staff to develop and present to the Subcommittee at its April 2013 meeting:**  
**A document describing efficiencies, policies and procedures that incorporate the needs of HFSRB for public notification and input for changes of ownership applications and discontinuation applications without adding additional time to the current process**  
**Second:** Tim Phillippe  
**Action:** Approved

##### b. ADDRESSING UNDERUTILIZED LTC BEDS

- In order to address the problem of the excess number of “empty beds” in Illinois LTC facilities, staff presented proposed statutory changes that would result in compliance with the State’s 90% occupancy target at all LTC facilities. This would:
  - Correct the HFSRB bed need calculation;
  - Enforce the HFSRB occupancy standard target for LTC beds;
  - Ensure accurate data for the HFSRB operations; and
  - Reduce the State bed count by approximately 22,000 beds.

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- HFSRB has statutory authority to require compliance with target occupancy rates, and the LTC rules contained in Part 1125 include a required statement of assurance that the target occupancy will be met within two years after project completion.
- Possible alternatives to removing beds were discussed, including: a moratorium with a bed selling program; and “mothballing” excess beds until such time that a bed need is present.
- Questions were raised as to the timing of the proposed change, since the impact of this change was unknown as related to:
  - Implementation of the federal Health Care Reform Act;
  - Possible loss of moneys to the State from bed taxes; and
  - The financial status of LTC facilities that will be affected by the proposed legislative change.
- The Subcommittee requested the distribution of research by staff regarding approaches used by other CON states in addressing excess LTC bed capacity.
- **Motion by Terry Sullivan “that the LTC Subcommittee recommends investigating other alternatives than just an across-the-board bed reduction program and that investigative steps be put into place to pursue that, but that the Subcommittee does not recommend the current legislative proposal on across-the-board bed reductions.”**

**Second:** Pat O’Dea Evans

**Action:** Approval

**X. NEXT MEETING**

The next meeting of the LTC Advisory Subcommittee is scheduled for April 23, 2013 from 10:00 am to 2:00pm at the Bolingbrook Golf Club, 2001 Rodeo Drive, Bolingbrook, IL.

**XI. ADJOURNMENT**